**HIGH COURT OF CHHATTISGARH, BILASPUR**

**M.A. No.676/2006**

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**Single Bench: Hon'ble Shri Dilip Raosaheb Deshmukh, J.**

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| **APPELLANTS/ RESPONDENTS OWNER** | : 1. | Sanjay Kumar Minj S/o Dhansu ram, aged about 32 years, R/o Village Gandhi Nagar, P.S. & Tehsil- Ambikapur, District Surguja, (C.G.) |
| **DRIVER** | 2. | Indermani Singh S/o Ram Singh, R/o Village Navagarh, P.S. & Tehsil- Ambikapur, District Surguja, (C.G.) |
| | | In present appellant No.1 and 2 R/o Village Chitabahar, Post-Karanji, P.S. Ambikapur, District Surguja (C.G.) |
| | | **Versus** |
| **Respondents Claimant** | 1. | Moh. Yusuf S/o Late Moh. Ramzan, aged about 45 years, Occupation-Seed Business, R/o Village Rampur, P.S. & Tehsil- Ambikapur, District Surguja, (C.G.) |
| **CLAIMANT** | 2. | Smt. Islamun Bibi W/o Moh. Yusuf, aged about 40 years, Occupation Bangle Business, R/o Village Rampur, P.S. & Tehsil- Ambikapur, District Surguja, (C.G.) |
| **INSURANCE** | 3. | The Oriental Insurance Co. Ltd., Branch Office-Manendragarh Road, Nehru Chowk, Ambikapur, District Surguja (C.G.) |
| **PREVIOUS OWNER** | 4. | Vindhyachal Pandey, S/o Shri Jhinnu Pandey, aged about 48 years, R/o Namna Kalan, (Near Panchdev Mandir) P.S. & Tehsil- Ambikapur, District Surguja, (C.G.) |

**Appeal under Section 173 of the Motor Vehicle Act.,1988**

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Present:
Shri Rahul Mishra, counsel for the appellants.

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**ORAL ORDER**

(Passed on 2nd November, 2007)

Heard on M.(C.)P.No.904/2006 for condonation of delay of 53 days in filing this appeal.

The only ground submitted by learned counsel for the appellants is that the appellants received information of the impugned award dated 14-12-2005 on

(29)

16-03-2006 from the counsel appearing before the Tribunal. Affidavit of the counsel has not been filed.

No satisfactory explanation has been given for condoning the delay of 53 days in filing this appeal.

Accordingly, the application (M.(C.)P.No.904/2006) for condonation of delay is dismissed.

Consequently, this appeal also stands dismissed as barred by limitation.

**Sd/-**
**Dilip Raosaheb Deshmukh**
**Judge**

Tumane